

DEC 13 2007

PTO/SB/31 (08-00)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) P-3558-US
In re Application of WHITT, Michael A. Et al.		
Application Number 10/656,894		Filed September 8, 2003
For RECOMBINANT MUTANTS OF RHABDOVIRUS AND METHODS OF USE THEREOF		
Group Art Unit 1633	Examiner	Maria Marvich
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated, June 14, 2007, rejecting the following claims: 1-8, 15, 16, 18, 30-37, 42-45, 47, 49, 50, 57-60, 62, 63, 75, 77, 79-85, 89-91.</p>		
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ 510
<input type="checkbox"/> Applicant is a small entity under 37 CFR 1.9 and 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$
<input type="checkbox"/> A check in the amount of the fee is enclosed.		
<input type="checkbox"/> Payment is by credit card. Form PTO-2038 is attached.		
<input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.		
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-3355. I have enclosed a duplicate copy of this sheet.		
<input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.		
<p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>		
I am the <input type="checkbox"/> applicant. <input type="checkbox"/> assignee of record of the entire interest. <input checked="" type="checkbox"/> attorney or agent of record. <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a).		Signature Name: Mark S. Cohen Reg. No. 42,425 Typed or printed name
Pearl Cohen Zedek Latzer, LLP 1500 Broadway, 12th Floor New York, New York 10036 Tel: (646) 878-0800 Fax: (646) 878-0801		December 13, 2007 Date

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